

Patent  
Attorney Docket No. 76272

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of BERKENSTAM et al.

Application No.: 09/896,791 Art Unit: 1642  
Filed: June 29, 2001 Examiner: Gary B. Nickol  
Title: INHIBITORY PAS DOMAIN PROTEIN (IPAS) AND SCREENING  
METHODS RELATED TO ANGIOGENESIS AND TUMOR  
PROGRESSION

REQUEST FOR REFUND UNDER 35 U.S.C. §42(d) and 37 C.F.R. §1.26

Refund Section, Receipts Division  
Office of Finance  
U.S. Patent and Trademark Office  
Box 1450  
Alexandria, VA 22131-2450

Via facsimile to 571-273-6500  
Page 1 of 3

Sir;

A payment of \$1000 for the small entity issue fee and publication fee was authorized to be deducted from Deposit Account No 501249 by the undersigned on December 2, 2005. The Office erroneously withdrew only \$300, thus resulting in a Notice of Abandonment for failure to pay the issue fee. A Petition to withdraw this holding of abandonment was filed on April 19, 2006, which pointed out that the correct issue fee and publication fee of \$1000 should have been drawn from the Deposit Account on December 2, 2005. There were sufficient funds in the account.

According to on-line inspection of Deposit Account No 501249 it is apparent that the Office deducted \$1400 on April 20, 2006. This amount is \$700 in excess of what is required to cover official fees and that \$700 should be reimbursed. In short, the fees are as follows:

December 2, 2005, payment authorized by applicant	\$1000	
December 2, 2005, payment collected by USPTO	-\$300	
Balance due to be deducted	\$700	
April 20, 2006, balance collected by USPTO	-\$1400	06/27/2006 RELEMONS 000000002 501249 09896791
Overpayment for which refund is requested	-\$700	01 FC:2501 788.00 DA

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Thus, please credit Deposit Account No 501249 the \$700 which was drawn in excess. If there are any questions a call to the undersigned is appreciated. Thank you.

Respectfully Submitted,

May 24, 2006

*Olivia*

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